

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

TERRANCE TURNER,

Petitioner,

v.

RICKY BELL, Warden,

Respondent.

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CASE NO. 3:07-0348
JUDGE HAYNES


O R D E R

In accordance with the Memorandum filed herewith, the Respondent's motion to dismiss (Docket Entry No. 15) is **GRANTED** and the Petitioner's motion for summary judgment (Docket Entry No. 17) is **DENIED**. This action is **DISMISSED with prejudice**. The Court **GRANTS** a Certificate of Appealability.

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 13th day of September, 2011.



WILLIAM J. HAYNES, JR.
United States District Judge